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PATENT APPLICATION
Mo5334D/LeA 32,322IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

APPLICATION OF

} GROUP: 1616

STEFAN DUTZMANN ET AL

} EXAMINER: FRANK I. CHOI

SERIAL NO.: 09/843,396

}

FILED: APRIL 26, 2001

}

TITLE: FUNGICIDE ACTIVE SUBSTRATE
COMBINATIONS

})

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

Appellant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the Office Action of the Examiner dated March 24, 2005

in which Claim(s) 6-9

were finally rejected.

twice rejected.

APPEAL FEE \$500.00

Enclosed

NOT REQUIRED - Examiner reopened prosecution after fee was paid in earlier appeal which did not result in a decision by the Board of Patent Appeals and Interferences.

CHARGE TO DEPOSIT ACCOUNT NO. 13-3848. Two additional copies of this Notice are enclosed herewith.

SEPARATE PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) with authority to charge appropriate fee is also submitted herewith.

09/19/2005 HLE333 00000038 502510 09843396

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, VA 22313-1450 on 9/16/05
Date

Raymond J. Harmuth Reg. No. 33,896
Name of Attorney, licensee, or Registered Representative

Raymond J. Harmuth
Signature

September 16, 2005
Date